

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The Commissioner of Patents & Trademarks
Washington, D.C. 20231
Attn: Box Patent Application

Docket No. BEBIO-111C1
Prior Application: BEBIO-111
Examiner: R.K. Baker, Ph.D.
Art Unit: 1814

01/26/01
09/769508 PRO
c720 U.S. PTO

Sir: This is a request for filing a

- Continuation
- Divisional

Under 37 C.F.R. 1.53(b), of prior application Serial No. 08/115,073 filed on 09/02/1993 of Susan G. STUART et al., for C-erbB-2-External Domain: GP75

1. Enclosed are 107 pages of the specification including claims and 16 sheets of drawings.
2. Enclosed is a copy of the oath or declaration as originally filed in Serial No. 07/389,920 on August 4, 1989 in accordance with 37 C.F.R. §1.63(d).
3. The filing fee is calculated below:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	24 - 20	4	\$18	72.00
INDEPENDENT CLAIMS	12 - 3	9	\$80	720.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED				
<input type="checkbox"/> Small Entity Status Claimed under 37 CFR 1.9 and 1.27			BASIC FEE	710.00
Statement(s): <input type="checkbox"/> Attached <input type="checkbox"/> Filed in Parent			TOTAL FILING FEE	\$1502.00

4. The amount of \$ 1502.00 is included in the attached check.
- If a check is not attached, authorization is given to charge the amount indicated in the above sentence to Deposit Account No. 13-3402; two copies of this page being attached for this purpose.
- Please charge my Deposit Account No. 13-3402 in the amount of \$ _____, two copies of this sheet are attached.
- The Commissioner is hereby authorized to charge any deficiencies or credit any overpayment in payment of the following fees associated with this communication or otherwise due during the pendency of this application to Deposit Account No. 13-3402.
 - Any filing fees under 37 CFR §1.16 for the presentation of extra claims.
 - Any patent application processing fees under 37 CFR §1.17.
- Cancel in this application original claims _____ of the prior application before calculating the filing fee.
- Amend the specification by inserting before the first line the sentence:
-- This is a continuation of application Serial No. 08/115,073 filed 09/02/93; which is a continuation of application Serial No. 07/826,231 filed 01/22/92 (abandoned); which is a continuation of application Serial No. 07/389,920 filed 08/04/89. --
- Priority of application No. _____ filed on _____ in _____ is claimed under 35 U.S.C. §119.
- The certified copies have been filed in prior application Serial No. _____ filed _____.
- The prior application is assigned of record to Triton BioSciences, Inc.
- The power of attorney in the prior application is to: Karen Babyak Dow (29,684) and Al A. Jecminek (26,286).
 - a. The power appears in the original papers in the prior application.
 - b. Address all future communications to: MILLEN, WHITE, ZELANO & BRANIGAN, P.C., Arlington Courthouse Plaza I, 2200 Clarendon Blvd., Suite 1400, Arlington, VA 22201, Tel. (703) 243-6333.
- A preliminary amendment is enclosed.
- An Information Disclosure Statement is enclosed.

15. Incorporation By Reference.

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

Date: January 26, 2001

Anthony J. Zelano (Registration No. 27,969) - Representative Capacity
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